

United States District Court, Northern District of Illinois

Name of Assigned Judge or Magistrate Judge	Milton I. Shadur	Sitting Judge if Other than Assigned Judge	
CASE NUMBER	03 C 6287	DATE	9/24/2003
CASE TITLE	Directv, Inc. vs. Peter Blahuta, et al		

[In the following box (a) indicate the party filing the motion, e.g., plaintiff, defendant, 3rd party plaintiff, and (b) state briefly the nature of the motion being presented.]

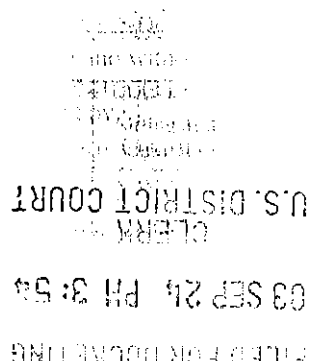
MOTION:

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DOCKET ENTRY:

- (1) ☐ Filed motion of [use listing in "Motion" box above.]
- (2) ☐ Brief in support of motion due _____.
- (3) ☐ Answer brief to motion due _____. Reply to answer brief due _____.
- (4) ☐ Ruling/Hearing on _____ set for _____ at _____.
- (5) ☐ Status hearing[held/continued to] [set for/re-set for] on _____ set for _____ at _____.
- (6) ☐ Pretrial conference[held/continued to] [set for/re-set for] on _____ set for _____ at _____.
- (7) ☐ Trial[set for/re-set for] on _____ at _____.
- (8) ☐ [Bench/Jury trial] [Hearing] held/continued to _____ at _____.
- (9) ☐ This case is dismissed [with/without] prejudice and without costs[by/agreement/pursuant to]
☐ FRCP4(m) ☐ Local Rule 41.1 ☐ FRCP41(a)(1) ☐ FRCP41(a)(2).
- (10) ☒ [Other docket entry] Enter Memorandum Order. This Court agrees with its colleagues. It too dismisses this action for misjoinder, albeit obviously without prejudice to DirectTV's right to proceed with a new separate one-defendant action against each of the three defendants named here.

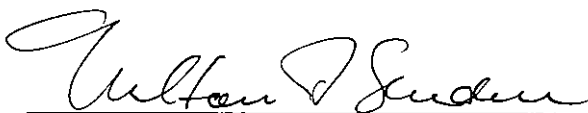
- (11) ☒ [For further detail see order attached to the original minute order.]

No notices required, advised in open court.		number of notices	Document Number 4
No notices required.		SEP 25 2003 date docketed	
<input checked="" type="checkbox"/> Notices mailed by judge's staff.		6- docketing deputy initials	
Notified counsel by telephone.		9/24/2003 date mailed notice	
Docketing to mail notices.		SN	
Mail AO 450 form.			mailing deputy initials
Copy to judge/magistrate judge.			
SN	courtroom deputy's initials	Date/time received in central Clerk's Office	

defendant had been named in a separate lawsuit.

This Court agrees with its colleagues. It too dismisses this action for misjoinder, albeit obviously without prejudice to DirecTV's right to proceed with a new separate one-defendant action against each of the three defendants named here.

One word of caution: This District Court's LR 40.3(b)(2) provides that when any action is dismissed and when a second action is filed involving the same parties and relating to the same subject matter, the second case is to be assigned not at random but to the judge who had the original case on his or her calendar. If and when DirecTV does refile such separate actions against the present defendants, only one of those cases (which DirecTV may select) will qualify for such automatic reassignment to this Court's calendar. Each of the other cases will be subject to random assignment.



Milton I. Shadur
Senior United States District Judge

Date: September 24, 2003